

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	§	
Trygve Burchardt	§	
Serial No.: 10/595,470	§	Group Art Unit: Unknown
Confirmation No.: 1168	§	Examiner: Unknown
Filed: April 21, 2006	§	Customer No.: 26290
For: ELECTRODE, METHOD OF ITS	§	
PRODUCTION, METAL-AIR	§	
FUEL CELL AND METAL	§	
HYDRIDE CELL	§	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

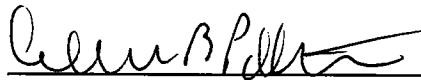
**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.  
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Applicant files this Response to a Notification of Missing Requirements (Form PCT/DO/EO/905 (371 Formalities Notice)), within the two-month period set to expire on January 21, 2007. The notice (copy enclosed) indicates that the application was filed without a signed oath or declaration.

Enclosed for filing in the above-referenced application is an authorization for payment of the surcharge and a signed Combined Declaration and Power of Attorney in response to the missing requirements request.

The Commissioner is hereby authorized to charge a total of \$65.00 as payment of the surcharge associated with this Communication and Response, or credit any overpayment, to Deposit Account No. 20-0782/BRYN/0016/WBP.

Respectfully submitted,



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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
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 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/595,470	Trygve Burchardt	BRYN/0016

26290  
 PATTERSON & SHERIDAN, L.L.P.  
 3040 POST OAK BOULEVARD  
 SUITE 1500  
 HOUSTON, TX 77056

INTERNATIONAL APPLICATION NO.	
PCT/NO04/00321	
I.A. FILING DATE	PRIORITY DATE
10/21/2004	10/21/2003

CONFIRMATION NO. 1168  
 371 FORMALITIES LETTER



\*OC000000021299188\*

Date Mailed: 11/21/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/21/2006
- Copy of the International Search Report filed on 04/21/2006
- Preliminary Amendments filed on 04/21/2006
- Information Disclosure Statements filed on 04/21/2006
- Oath or Declaration filed on 04/21/2006
- U.S. Basic National Fees filed on 04/21/2006
- Priority Documents filed on 04/21/2006
- Specification filed on 04/21/2006
- Claims filed on 04/21/2006
- Abstracts filed on 04/21/2006
- Drawings filed on 04/21/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27,

must be submitted with the missing items identified in this letter.

# SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

VIRGINIA L IRBY

Telephone: (709) 308-9140 EXT 229

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/595,470	PCT/NO04/00321	BRYN/0016

FORM PCT/DO/EO/905 (371 Formalities Notice)

